

**REMARKS**

Claims 1, 2 and 6-11 are currently pending in the application, as amended. Claims 3-5 and 12 have been cancelled, for being directed to a non-elected invention. Accordingly, no new matter has been added.

The Examiner contends that the application contains two different inventions, as follows:

- I.      Claims 1, 2 and 6-11, drawn to a rotary type actuator, classified in class 360, subclass 235.7.
- II.     Claims 3-5 and 12, drawn to a manufacturing method for a rotary type actuator, classified in class 29, subclass 603.01.

The Examiner has required the election of a single invention for prosecution on the merits.

Pursuant to 37 C.F.R. § 1.143, Applicants hereby elect Invention I (claims 1, 2 and 6-11). The foregoing election is made without traverse.

In view of the election of Invention I (Claims 1, 2 and 6-11) and cancellation of claims 3-5 and 12, Applicants respectfully submit that the present application, including pending claims 1, 2 and 6-11, is in condition for allowance and such action is respectfully solicited.

Respectfully submitted,

**KAZUNAO NAKASUKA *et al.***

April 4, 2005  
(Date)

By: Martin G. Belisario

**MARTIN G. BELISARIO**

Registration No. 32,886

**AKIN GUMP STRAUSS HAUER & FELD LLP**

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103-7013

Telephone: 215-965-1200

**Direct Dial: 215-965-1303**

Facsimile: 215-965-1210

E-Mail: [mbelisario@akingump.com](mailto:mbelisario@akingump.com)

MGB/FL-D/hg